

## BUSINESS AND NONINSTRUCTIONAL OPERATIONS

State Funds

State funds, both categorical and general, are based on objective formulae. The division shall file the required reports and forms to secure the amount of State funds to which it is entitled.

Legal Reference: Amendments to .22.1-98 provide flexibility to local school divisions by permitting them to schedule 990 hours of instruction as long as the school calendar does not contain fewer than 180 days. School divisions which schedule more than the State minimum five and one-half hours of instructional time per day, may "bank" the extra hours against time which might be lost later because of inclement weather.

Code of Va., .22.1-98. Reduction of state aid when length of school term below 180 days or 990 hours.--"If the length of the term of any school in a school division is less than 180 teaching days or 990 hours in any school year, the amount paid by the Commonwealth from the Basic School Aid Fund shall, except as hereinafter provided or as otherwise provided by law, be reduced in the same proportion as the length of the term has been reduced from 180 teaching days or 990 hours. The Board of Education may authorize, in regulations promulgated pursuant to the Administrative Process Act (.9-6.14:1 et seq.), any school in a school division which is operated on a year-round basis on a 45/15 day schedule and which is unable to meet the 180-day or 990-hour requirement because severe weather conditions, and other emergency situations presenting a threat to the health or safety of the students, including, but not limited to, energy shortages or power failures have required the closing of such school to make up the teaching days lost by making up the number of instructional hours equivalent to such teaching days without a proportionate reduction in the amount paid by the Commonwealth from the Basic School Aid Fund. The Superintendent of Public Instruction, with the approval of the Board of Education, shall authorize such reduction as may be necessary in the length of the term for

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any school or school division without a proportionate reduction in the amount paid by the Commonwealth from the Basic School Aid Fund when severe weather conditions, and other emergency situations presenting a threat to the health or safety of the students, including, but not limited to, energy shortages or power failures have required, as determined in accordance with regulations of the Board of Education, the closing of such school or the schools in such school division for no more than ten days in any school year if at least five teaching days shall be made up.

In any case in which severe weather conditions, and other emergency situations presenting a threat to the health or safety of the students, including, but not limited to, energy shortages or power failures have required the closing of such school or the schools in the school division for more than ten days, but less than fifteen days, five days plus each day in excess of ten days up to fifteen days shall be made up. In any case in which severe weather conditions, and other emergency situations presenting a threat to the health or safety of the students, including, but not limited to, energy shortages or power failures have required the closing of such school or the schools in the school division for more than fifteen days, at least ten days shall be made up. The local appropriations for educational purposes necessary to fund 180 teaching days shall not be proportionally reduced by any local governing body because of authorization by the Superintendent of Public Instruction of any reduction in the length of the term of any school or school division. If the professional personnel of any such school division actually render service for less than the contracted period for such school year and if their compensation is reduced because of insufficient funds or other reason, the proportionate amount paid by the Commonwealth for the personnel component of the Basic School Aid Fund for such school year shall be reduced pro rata. Notwithstanding any provision of law to the contrary, the school board of any school division in which the length of term for any school or for the school division is reduced as provided in this section may pay its professional personnel

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such salary as they would have received if the term had not been so reduced. The Board of Education shall approve for each school division the closing date for the school year beyond which days would not be required to be made up.

With the exception of the Basic School Aid Fund as provided for above, the Commonwealth may not distribute funds to a locality for costs not incurred when the school term is reduced below 180 days or 990 hours. (Code 1950, .22-5; 1956, Ex. Sess., c. 66; 1977, c. 316; 1978, cc. 105, 204; 1979, c. 177; 1980, c. 559; 1987, c. 65; 1988, c. 112; 1990, c. 213.)

Adopted by School Board: March 24, 1987